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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
Wenge Yang )  
Serial No. 09/805,273 )  
Filed: March 13, 2001 )  
For: HIGHLY CONDUCTIVE )  
SEMICONDUCTOR )  
STRUCTURES, )  
METHOD OF FORMING SAME )  
VIA PLASMA ETCH, AND )  
ELECTRICAL DEVICES )  
INCORPORATING HIGHLY )  
CONDUCTIVE )  
SEMICONDUCTOR )  
STRUCTURES )

Group Art Unit: 2823

Examiner: Estrada, Michelle

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RESPONSE TO RESTRICTION REQUIREMENT

Hon. Assistant Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

In the Office Action mailed September 27, 2002 the Examiner has stated that the present Application contains claims directed to three distinct inventions, Invention I, Invention II, and Invention III. Specifically, the Examiner contends that the first invention, Invention I, is represented by Claims 1-26 and is drawn to a process of making a semiconductor device, classified in class 438, subclass 709. The Examiner further contends that the second invention, Invention II, is represented by Claims 27-28 and is drawn to a plasma, classified in class 438, subclass 711. The Examiner additionally contends that the

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Examiner: Estrada, Michelle  
Art Unit: 2823

third invention, Invention III, is represented by Claims 29-34 and is drawn to a method of making a plasma, classified in class 505, subclass 411. As such, the Examiner has required Applicants to elect an invention for prosecution on the merits.

ELECTION WITHOUT TRAVERSE BETWEEN  
INVENTION I and INVENTION II and INVENTION III

Applicants elect without traverse the first invention, Invention I, represented by Claims 1-26 and drawn to a process of making a semiconductor device, classified in class 438, subclass 709. Thus, Applicants elect Claims 1-26 without traverse.

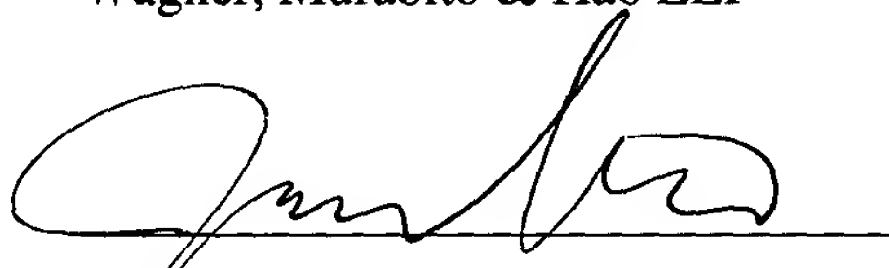
The Examiner is invited to contact Applicants' undersigned representative if the Examiner believes such action would expedite resolution of the present Application.

Please charge any additional fees or apply any credits to our PTO deposit account No. 23-0085.

Respectfully submitted,

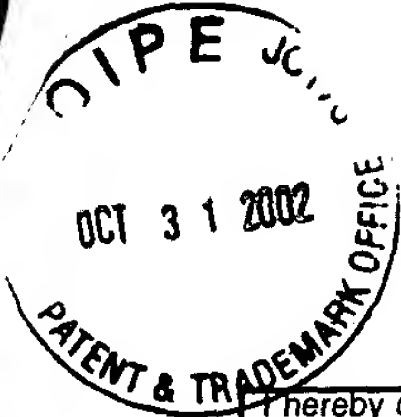
Wagner, Murabito & Hao LLP

Dated: 10/25, 2002



James P. Hao  
Registration No. 36,398

WAGNER, MURABITO & HAO LLP  
Two North Market Street  
Third Floor  
San Jose, CA 95113  
(408) 938-9060



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this transmittal of the below described document is being deposited with the United States Postal Service in an envelope bearing First Class Postage and addressed to the U.S. Patent and Trademark Office, Washington, D.C., 20231, on the below date of deposit.

Date of Deposit:	10/25/02	Name of Person Making the Deposit:	ANDREA MARTINEZ	Signature of the Person Making the Deposit:	<i>Andrea Martinez</i>
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In re Application of: Wenge Yang

Serial No.: 09/805,273

Examiner: Michelle Estrada

Filed: 03/13/01

Art Unit: 2823

For: HIGHLY CONDUCTIVE SEMICONDUCTOR STRUCTURES, METHOD OF FORMING SAME VIA PLASMA ETCH, AND ELECTRICAL DEVICES INCORPORATING HIGHLY CONDUCTIVE SEMICONDUCTOR STRUCTURES

Assistant Commissioner for Patents  
Washington, D.C. 20231

## RESPONSE TO RESTRICTION REQUIREMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application

☒ Transmitted herewith is a response to an office action for the above identified patent application.

( 2 sheets)

Transmitted herewith are \_\_\_\_\_ sheets of substitute formal drawings.

Other: \_\_\_\_\_

2. Applicant is other than a small entity

## Extension of Term

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(a) ☐ Applicant petitions for an extension of time under 37 C.F.R. 1.136  
(fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)

Extension	Fee
<input type="checkbox"/> one month	\$110.00
<input type="checkbox"/> two months	\$400.00
<input type="checkbox"/> three months	\$920.00
<input type="checkbox"/> four months	\$1,960.00

Fee \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

(b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

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**Fee Calculation**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(for other than a small entity)					
Fee Items	Claims Remaining After Amendment	Highest Number of Claims Previously Paid For	Present Extra Claims	Fee Rate	Total
Total Claims	26	- 34 =	0	x \$18.00	0.00
Independent Claims	2	- 4 =	0	x \$80.00	0.00
Multiple Dependent Claim Fee (one or more, first added by this amendment)				\$260.00	0.00
<b>Total Fees</b>					0.00

**PAYMENT OF FEES**

5. The full fee due in connection with this communication is provided as follows:
- ☒ The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No.: 23-0085.  
A duplicate copy of this authorization is enclosed.
- ☐ A check in the amount of \$
- ☐ Charge any fees required or credit any overpayments associated with this filing to Deposit Account No.: 23-0085.

Please direct all correspondence concerning the above-identified application to the following address:

**WAGNER, MURABITO & HAO LLP**  
Two North Market Street, Third Floor  
San Jose, California 95113  
(408) 938-9060

Respectfully submitted,

Date: 10/25/02

By: 

James P. Hao  
Reg. No. 36,398